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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 3924 OF 2007
IN
INCOME TAX APPEAL (L) NO. 2304 OF 2007

The Bombay Dyeing & Mfg. Co. Ltd.... Appellant

Versus

The ACIT, Central 8, Mumbai. ... Respondent

Ms. B. Pillai i/by D.M. Havish & Co. for Appellant.

Mr. B.M. Chatterjee with Ms. P.P. Bhosale for the Respondent.

CORAM: F.I. REBELLO &
R.S.MOHITE, JJ.
DATED: DECEMBER 19, 2007

P.C.

1. Heard both parties.

2. This Notice of Motion has been filed for condonation of 66 days delay in filing the main appeal. On perusal of the affidavit in support of the Notice of Motion, we find that the delay has been sought to be explained. In view of the cause shown, we propose to accept the cause shown for condonation of delay subject to levy of costs. Notice of Motion is therefore, allowed and the delay in filing the appeal stands condoned subject to payment of costs of Rs.2500/- which is to be paid directly to the respondents within a period of six weeks from today.

(R.S.MOHITE, J.) **(F.I.REBELLO, J.)**